

**Certification of CPNI Filing (Feb. 6, 2006)**

**EB Docket No. 06-36**

**POINT BTA 395 LLC**

February 3, 2006

Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, D.C. 20554

Re: Certification of CPNI Filing  
EB-06-TC-060

Dear Ms. Dortch:

Transmitted herewith in accordance with the Commission's Public Notice, DA 06-223, released January 30, 2006, and Section 64.2009(e) of the Commission's Rules, is our compliance certificate and accompanying statement for the year ended December 31, 2005.

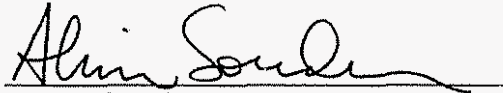
Very truly yours,

A handwritten signature in black ink, appearing to read "Alvin Souder", with a long horizontal flourish extending to the right.

Alvin Souder  
Vice President

CERTIFICATION

I, Alvin Souder, hereby certify this 3<sup>rd</sup> day of February, 2006 that I am an officer of Point BTA 395 LLC and that I have personal knowledge that Point BTA 395 LLC has established policies that are adequate to ensure compliance with the Customer Proprietary Network Information rules set forth in 47 C.F.R. §§ 64.2001-2009.

A handwritten signature in black ink, reading "Alvin Souder", written over a horizontal line.

Alvin Souder  
Vice President

### STATEMENT

Point BTA 395 LLC ("Carrier") has established the following policies to ensure compliance with the Federal Communication Commission ("Commission") regulations regarding the protection of consumer proprietary network information ("CPNI").

- Carrier will implement a system whereby the status of a customer's CPNI approval can be determined prior to the use of CPNI.
- Carrier will educate and train its employees regarding the appropriate use of CPNI. Carrier will also have in place disciplinary procedures should an employee violate the CPNI procedures established by Carrier.
- Carrier will maintain a record of its and its affiliates' sales and marketing campaigns that use its customers' CPNI. Carrier will also maintain a record of any and all instances where CPNI was disclosed or provided to third parties, or where third parties were allowed access to CPNI. The record will include a description of each campaign, the specific CPNI that was used in the campaign, and what products and services were offered as a part of the campaign.
- Carrier will have in place a supervisory review process regarding compliance with the CPNI rules with respect to outbound marketing situations and will maintain records of carrier compliance for a minimum period of one year. Specifically, Carrier's sales personnel will obtain supervisory approval of any proposed outbound marketing request for customer approval regarding its CPNI.